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Schroders plc

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

BLACKROCK, INC.,

Plaintiff,

v.

SCHRODERS PLC,

Defendant.

07 CV 3183 (PKL)  
ECF CASE ELECTRONICALLY FILED

**DECLARATION OF CHRISTINE N. KEARNS IN SUPPORT OF  
DEFENDANT'S MOTION TO DISMISS**

I, CHRISTINE N. KEARNS, a member of the District of Columbia and Maryland bars,  
declare as follows:

1. I am a partner in the law firm Pillsbury Winthrop Shaw Pittman LLP, counsel for Defendant Schroders plc. I have submitted an application to practice before this Court *pro hac vice*. I submit this Declaration in support of Schroders plc's Motion to Dismiss to put before this Court exhibits relied on in the Motion.

2. Annexed as Exhibit A is an English translation of an August 8, 2005 employment contract between Merrill Lynch Investment Managers (Deutschland) GmbH and Achim Küssner.

3. Annexed as Exhibit B is an English translation of a September 4, 2006 letter from Merrill Lynch to Achim Küssner.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 7, 2007.

/s/ Christine N. Kearns  
Christine N. Kearns